

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
EASTERN DIVISION

CODY RAY ASBY and)
CAROLINE ASBY,)
)
Plaintiffs,)

v.)

MEDTRONIC, INC., MEDTRONIC)
USA, INC., MEDTRONIC LOGISTICS)
LLC, COVIDIEN LP, COVIDIEN)
HOLDING, INC., and COVIDIEN)
SALES LLC,)
)
Defendants.)

JUDGMENT IN A CIVIL CASE
CASE NO. 4:22-CV-125-D

Decision by Court.

IT IS ORDERED, ADJUDGED, AND DECREED that the court GRANTS defendants' motion to dismiss [D.E. 12] and DISMISSES WITHOUT PREJUDICE plaintiffs' complaint.

IT IS FURTHER ORDERED AND DECREED that the plaintiffs have not filed an amended complaint as allowed in the order entered May 18, 2023. Therefore, this case is closed.

This Judgment Filed and Entered on June 12, 2023, and Copies To:

Brianne L. Van Apeldoorn (via CM/ECF electronic notification)
Harry H Albritton, Jr. (via CM/ECF electronic notification)
Ben Gibson Irons, III (via CM/ECF electronic notification)
Madeleine Pfefferle (via CM/ECF electronic notification)
Rachel Forman (via CM/ECF electronic notification)
Leslie C. Packer (via CM/ECF electronic notification)

DATE: June 12, 2023

PETER A. MOORE, JR., CLERK

(By) /s/ Stephanie Mann
Deputy Clerk